

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Kuramitsu, et al. Art Unit : 1636
 Serial No. : 09/938,901 Examiner : Marvich, Maria
 Filed : August 24, 2001
 Title : NOVEL DNA REPAIR ENZYMES, NUCLEIC ACIDS ENCODING DNA
 REPAIR ENZYMES AND METHODS OF USING THEM

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

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RESPONSE TO RESTRICTION REQUIREMENT

Sir:

Responsive to the Restriction Requirement mailed July 16, 2003, Applicants elect Group I (claims 1-3 and 32) and SEQ ID NO:2. This election is made without traverse.

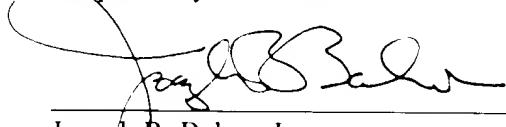
A response to the Restriction Requirement was originally due August 16, 2003. Accordingly, this response is timely filed. Applicant believes that no fee is required for submission of this Response. However, if a fee is required, the Commissioner is authorized to deduct such fee or credit any overpayment to Deposit Account No. 06-1050.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 858 678 5070.

Respectfully submitted,

Date: 8/15/03

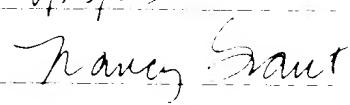
Fish & Richardson P.C.
 4350 La Jolla Village Drive, Suite 500
 San Diego, California 92122
 Telephone: (858) 678-5070
 Facsimile: (858) 678-5099


 Joseph R. Baker, Jr.
 Reg. No. 40,900

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CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date of Deposit 8/15/03Signature Typed or Printed Name of Person Signing Certificate NANCY GRANT